

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

May 13, 2010

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.:10OD-069

Oahu

Issuance of Revocable Permit to Envisions Entertainment & Productions, Inc., for
Aerial Fireworks Display at Honouliuli, Ewa, Oahu, Tax Map Key: (1) 9-1-
057:seaward of 29.

APPLICANT:

Envisions Entertainment & Productions, Inc., a domestic profit corporation, whose business
and mailing address is 381 Huku Li'i Place Suite 3, Kihei, Maui 96753.

LEGAL REFERENCE:

Sections 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands of Honouliuli situated at Ewa, Oahu, identified as seaward
of tax map key: (1) 9-1-057: seaward of 029, as shown on the attached Exhibit A.

AREA:

1,000 square feet, more or less.

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

Requested area is vacant and unencumbered.

CHARACTER OF USE:

Aerial fireworks display.

TERM:

From 8:00 a.m. to 11:55 p.m. on July 1, 2010.

RENTAL:

\$100.00 (One time payment based on 10¢ per square feet per day).

COLLATERAL SECURITY DEPOSIT:

None.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Sections 11-200-8(a)(1) & (4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u>X</u>	NO <u> </u>
Registered business name confirmed:	YES <u>X</u>	NO <u> </u>
Applicant in good standing confirmed:	YES <u>X</u>	NO <u> </u>

REMARKS:

Pursuant to the authority delegated by the Board on September 28, 2001 (D-4), right-of-entry permits were issued for fireworks display activities in the past.

After discussion about different types of commercial activities and any associated requirements, staff brings the request to the Board for disposition. The form of disposition

could be in form of a revocable permit.

Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

No comments were solicited from government or community agencies.

Envisions Entertainment & Productions, Inc., is requesting a revocable permit for Pyro Spectaculars, Inc. The aerial fireworks display is scheduled for July 1, 2010 from 9:45 p.m. to 9:52 p.m. Set-up will be at 8:00 a.m. and break down by 11:55 p.m.

The proposed activity is of a similar type and scope of aerial firework display activities that periodically occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such staff believes that the proposed event/use would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

RECOMMENDATION: That the Board

Authorize the issuance of a revocable permit to Envisions Entertainment & Productions, Inc., covering the subject area for aerial fireworks display purposes under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:

- a. The standard terms and conditions of the most current revocable permit form, as may be amended from time to time;
- b. Review and approval by the Department of the Attorney General; and
- c. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,

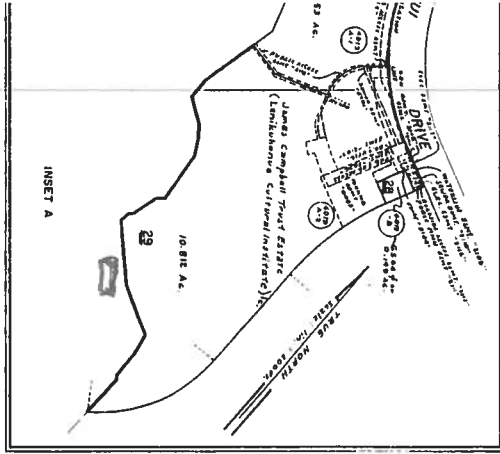
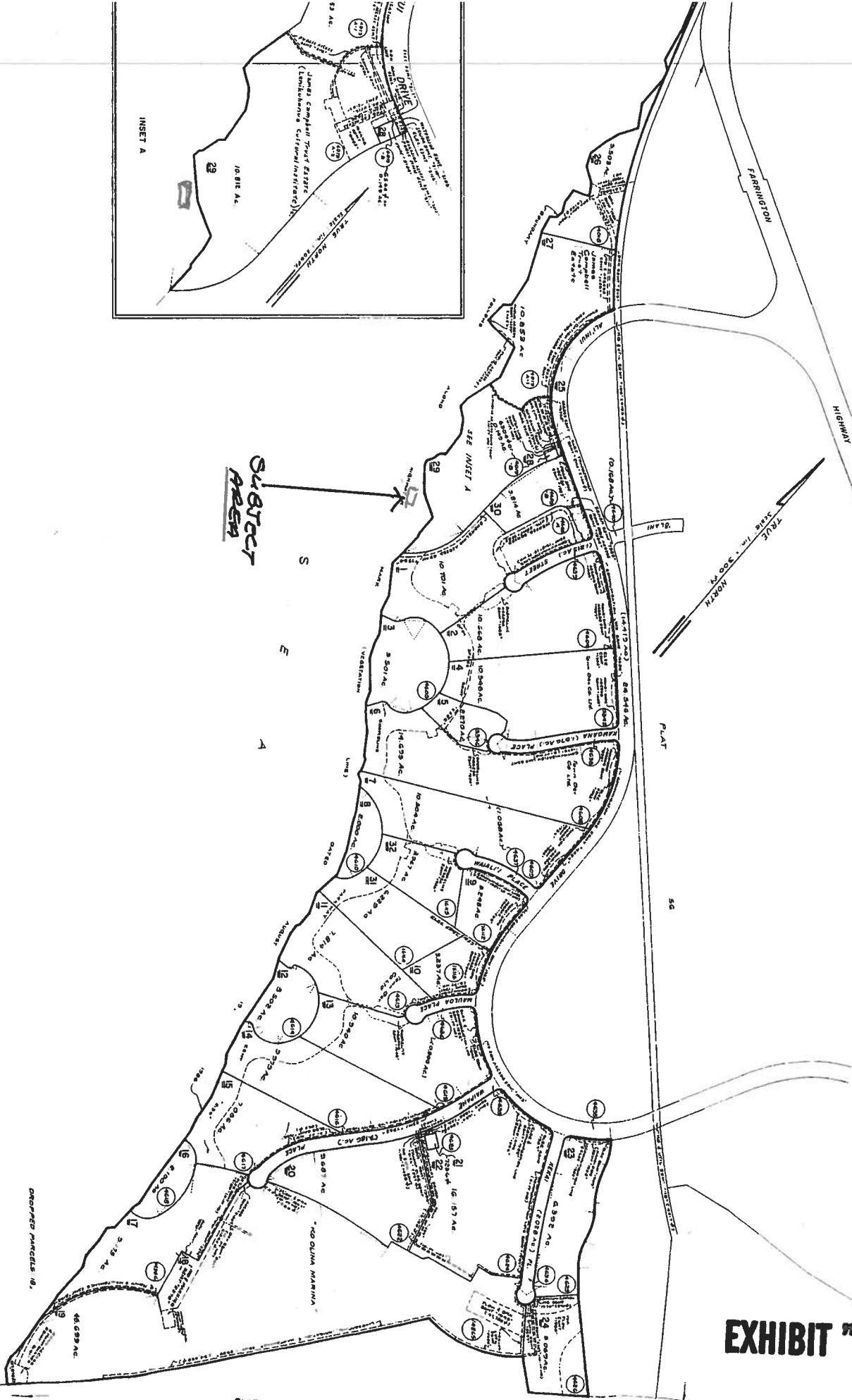

Steve Lau
Land Agent

APPROVED FOR SUBMITTAL:

Laura H. Thielen, Chairperson

EXHIBIT "A"



Subtract
Area

NOTE: All lots shown on this map are subject to the provisions of the City of Honolulu Tax Map Section, which may be amended without notice.

CITY OF HONOLULU		
TAX MAP SECTION		
TAX MAP		
9	1	57